

No. 12-16373

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

In re: APPLICATION FOR EXEMPTION FROM ELECTRONIC PUBLIC
ACCESS FEES BY JENNIFER GOLLAN AND SHANE SHIFFLETT,

JENNIFER GOLLAN; SHANE SHIFFLETT,

Applicants-Appellants.

On Appeal from the United States District Court
for the Northern District of California
D.C. No. 3:12-mc-80113-JW
(Honorable James Ware)

**APPLICANT-APPELLANTS' SUPPLEMENT TO MOTION
TO EXTEND TIME TO FILE OPENING BRIEF;
SUPPLEMENTAL DECLARATION OF ROCHELLE L. WILCOX**

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SUPPLEMENT TO MOTION FOR EXTENSION OF TIME

Come now Applicants-Appellants Jennifer Gollan and Shane Shifflett (“Appellants”), and respectfully submit the attached Supplemental Declaration of Rochelle L. Wilcox in support of Appellants’ Motion for Extension of Time to File Opening Brief. Pursuant to Circuit Rule 31-2.2(b)(6), Appellants represent to the Court that on September 14, 2012, an assistant to the Honorable Claudia Wilkins, Chief Judge of the District Court for the Northern District of California, advised Appellants’ counsel that the Court does not oppose the extension of time that Appellants seeks to file their Opening Brief. Supp. Wilcox Decl. ¶ 2. Thus, Appellants respectfully request that the Court grant their requested extension of time, until October 22, 2012, to file their Opening Brief.

RESPECTFULLY SUBMITTED this 14th day of September, 2012.

LAW OFFICES OF JUDY ALEXANDER
JUDY ALEXANDER

DAVIS WRIGHT TREMAINE LLP
THOMAS R. BURKE
ROCHELLE L. WILCOX

By /s/ Thomas R. Burke
Thomas R. Burke

Attorneys for Applicants-Appellants
JENNIFER GOLLAN and SHANE SHIFFLETT

DECLARATION OF ROCHELLE L. WILCOX

I, Rochelle L. Wilcox, declare:

1. I am an attorney admitted to practice before the courts of the State of California and before this Court. I am a partner in the law firm of Davis Wright Tremaine LLP, and am one of the attorneys representing Applicants-Appellants JENNIFER GOLLAN and SHANE SHIFFLETT (“Appellants”) in this matter. I have personal knowledge of the matters stated below. I submit this declaration pursuant to Circuit Rule 31-2.2(b) in support of Appellants’ motion for an extension of the date that its opening brief is due in this appeal.

2. On September 14, 2012, at approximately 9:15 a.m., I received a call from Uyen Trinh, who I understand to be an assistant to the Honorable Claudia Wilkins, Chief Judge of the United States District Court for the Northern District of California. Ms. Trinh informed me that Judge Wilkins does not oppose the extension of time that Appellants are seeking to file their Opening Brief. She then followed-up with an email confirming that the Court has no objection to the requested extension of time.

I declare under penalty of perjury under the laws of the United States of America that that this declaration was executed on 14th day of September, 2012 at Roseville, California and that the foregoing is true and correct.

/s/ Rochelle L. Wilcox
Rochelle L. Wilcox